

STAYED, TYPE I-FOIA

**U.S. District Court  
District of Columbia (Washington, DC)  
CIVIL DOCKET FOR CASE #: 1:18-cv-00551-TNM**

WILDEARTH GUARDIANS v. U.S. BUREAU OF LAND  
MANAGEMENT  
Assigned to: Judge Trevor N. McFadden  
Demand: \$0  
Cause: 05:552 Freedom of Information Act

Date Filed: 03/09/2018  
Jury Demand: None  
Nature of Suit: 895 Freedom of  
Information Act  
Jurisdiction: U.S. Government Defendant

**Plaintiff****WILDEARTH GUARDIANS**

represented by **Kelly E. Nokes**  
WESTERN ENVIRONMENTAL LAW  
CENTER  
208 Paseo del Pueblo Sur  
No. 602  
Taos, NM 87571  
(575) 613-8051  
Email: [nokes@westernlaw.org](mailto:nokes@westernlaw.org)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Samantha Ruscavage-Barz**  
WILDEARTH GUARDIANS  
516 Alto Street  
Santa Fe, NM 87501  
(505) 401-4180  
Fax: (505) 213-1895  
Email: [sruscavagebarz@wildearthguardians.org](mailto:sruscavagebarz@wildearthguardians.org)  
**ATTORNEY TO BE NOTICED**

V.

**Defendant****U.S. BUREAU OF LAND  
MANAGEMENT**

represented by **Scott Leeson Sroka**  
U.S. ATTORNEY'S OFFICE FOR THE  
DISTRICT OF COLUMBIA  
555 Fourth Street, NW  
Washington, DC 20530  
(202) 252-7113  
Fax: (202) 252-2599  
Email: [scott.sroka@usdoj.gov](mailto:scott.sroka@usdoj.gov)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

Date Filed	#	Docket Text
03/09/2018	<u>1</u>	COMPLAINT for Declaratory and Injunctive Relief against U.S. BUREAU OF LAND MANAGEMENT ( Filing fee \$ 400 receipt number 0090-5366697) filed by WILDEARTH GUARDIANS. (Attachments: # <u>1</u> Civil Cover Sheet, # <u>2</u> Summons US Attorney General, # <u>3</u> Summons US Bureau of Land Management, # <u>4</u> Summons US Attorney)(Ruscavage-Barz, Samantha) (Attachment 1 replaced on 3/22/2018) (znmw). (Entered: 03/09/2018)
03/09/2018	<u>2</u>	Corporate Disclosure Statement by WILDEARTH GUARDIANS. (Ruscavage-Barz, Samantha) (Entered: 03/09/2018)
03/09/2018		Case Assigned to Judge Trevor N. McFadden. (zsth) (Entered: 03/09/2018)
03/09/2018	<u>3</u>	SUMMONS (3) Issued Electronically as to U.S. BUREAU OF LAND MANAGEMENT, U.S. Attorney and U.S. Attorney General (Attachments: # <u>1</u> Notice

		and Consent)(zsth) (Entered: 03/09/2018)
03/28/2018	<u>4</u>	ENTERED IN ERROR.....RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 3/19/2018. Answer due for ALL FEDERAL DEFENDANTS by 4/18/2018. (Ruscavage-Barz, Samantha) Modified on 3/29/2018 (znmw). (Entered: 03/28/2018)
03/28/2018	<u>5</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on United States Attorney General. Date of Service Upon United States Attorney General 3/19/18. (Ruscavage-Barz, Samantha) (Main Document 5 replaced on 3/29/2018) (znmw). (Entered: 03/28/2018)
03/28/2018	<u>6</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. U.S. BUREAU OF LAND MANAGEMENT served on 3/19/2018 (Ruscavage-Barz, Samantha) (Main Document 6 replaced on 3/29/2018) (znmw). (Entered: 03/28/2018)
03/28/2018	<u>7</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 3/19/2018. Answer due for ALL FEDERAL DEFENDANTS by 4/18/2018. (Ruscavage-Barz, Samantha) (Main Document 7 replaced on 3/29/2018) (znmw). (Entered: 03/28/2018)
03/29/2018		NOTICE OF CORRECTED DOCKET ENTRY: Docket Entry <u>4</u> Summons Returned Executed in FOIA as to U.S. Attorney was entered in error (incorrect document attached) and was refiled as Docket Entry <u>7</u> Summons Returned Executed as to U.S. Attorney. (znmw) (Entered: 03/29/2018)
04/13/2018	<u>8</u>	NOTICE of Appearance by Scott Leeson Sroka on behalf of All Defendants (Sroka, Scott) (Entered: 04/13/2018)
04/13/2018	<u>9</u>	NOTICE of Appearance by Kelly E. Nokes on behalf of WILDEARTH GUARDIANS (Nokes, Kelly) (Main Document 9 replaced on 4/16/2018) (ztd). (Entered: 04/13/2018)
04/13/2018	<u>10</u>	ANSWER to Complaint by U.S. BUREAU OF LAND MANAGEMENT.(Sroka, Scott) (Entered: 04/13/2018)
04/16/2018		VACATED PURSUANT TO MINUTE ORDER FILED 5/9/18. . . . NOTICE OF HEARING: The parties shall take notice that an Initial Scheduling Conference is scheduled for 5/14/2018, at 10:00 AM in Courtroom 2, before Judge Trevor N. McFadden. (hmc) Modified on 5/10/2018 (ztd). (Entered: 04/16/2018)
04/20/2018	<u>11</u>	STANDING ORDER Establishing Procedures for Cases Before Judge Trevor N. McFadden. The parties are hereby ORDERED to read and comply with the directives in the attached standing order. Signed by Judge Trevor N. McFadden on 4/20/18. (lctnm1) (Entered: 04/20/2018)
05/09/2018	<u>12</u>	Joint STATUS REPORT by U.S. BUREAU OF LAND MANAGEMENT. (Sroka, Scott) (Entered: 05/09/2018)
05/09/2018		MINUTE ORDER: Upon consideration of the parties' <u>12</u> Joint Status Report, the Initial Scheduling Conference scheduled for May 14, 2018 is VACATED and the parties are directed to file a further Joint Status Report by June 29, 2018, including a proposed schedule for rolling productions and any further proceedings the parties may think necessary. SO ORDERED. Signed by Judge Trevor N. McFadden on 5/9/18. (lctnm1) (Entered: 05/09/2018)
05/10/2018		Set/Reset Deadlines: Joint Status Report due by 6/29/2018. (hmc) (Entered: 05/10/2018)
06/29/2018	<u>13</u>	Joint STATUS REPORT by U.S. BUREAU OF LAND MANAGEMENT. (Sroka, Scott) (Entered: 06/29/2018)
07/02/2018		MINUTE ORDER: Upon consideration of the parties' <u>13</u> Joint Status Report, the parties are ordered to file a further Joint Status Report by July 13, 2018. SO ORDERED. Signed by Judge Trevor N. McFadden on 7/2/18. (lctnm1) (Entered: 07/02/2018)
07/02/2018		Set/Reset Deadlines: A further Joint Status Report is due by 7/13/2018. (hmc) (Entered: 07/02/2018)

07/13/2018	<u>14</u>	Joint STATUS REPORT by U.S. BUREAU OF LAND MANAGEMENT. (Sroka, Scott) (Entered: 07/13/2018)
07/13/2018		MINUTE ORDER: Upon consideration of the parties' <u>14</u> Joint Status Report, the parties are ordered to file a further Joint Status Report by August 27, 2018. SO ORDERED. Signed by Judge Trevor N. McFadden on 7/13/18. (lctnm1) (Entered: 07/13/2018)
07/13/2018		Set/Reset Deadlines: A further Joint Status Report is due by 8/27/2018. (hmc) (Entered: 07/13/2018)
08/27/2018	<u>15</u>	Joint STATUS REPORT by U.S. BUREAU OF LAND MANAGEMENT. (Sroka, Scott) (Entered: 08/27/2018)
08/27/2018		MINUTE ORDER: Upon consideration of the parties' <u>15</u> Joint Status Report, the parties are ordered to file a further Joint Status Report by September 27, 2018, including a proposed schedule for any further proceedings they think necessary. SO ORDERED. Signed by Judge Trevor N. McFadden on 8/27/18. (lctnm1) (Entered: 08/27/2018)
08/28/2018		Set/Reset Deadlines: A further Joint Status Report is due by 9/27/2018. (hmc) (Entered: 08/28/2018)
09/18/2018	<u>16</u>	NOTICE of Change of Address by Kelly E. Nokes (Nokes, Kelly) (Entered: 09/18/2018)
09/27/2018	<u>17</u>	Joint STATUS REPORT by U.S. BUREAU OF LAND MANAGEMENT. (Sroka, Scott) (Entered: 09/27/2018)
09/27/2018		MINUTE ORDER: Upon consideration of the parties' <u>17</u> Joint Status Report, the parties are ordered to file a further Joint Status Report by October 31, 2018, including a proposed schedule for any further proceedings they think necessary. SO ORDERED. Signed by Judge Trevor N. McFadden on 9/27/18. (lctnm1) Modified on 9/27/2018 (hmc). (Entered: 09/27/2018)
09/27/2018		Set/Reset Deadlines: Joint Status Report due by 10/31/2018. (hmc) (Entered: 09/27/2018)
10/31/2018	<u>18</u>	Joint STATUS REPORT by U.S. BUREAU OF LAND MANAGEMENT. (Sroka, Scott) (Entered: 10/31/2018)
11/01/2018		MINUTE ORDER. It is hereby ORDERED that the parties shall appear for a status conference hearing on December 7, 2018 at 10:00 AM in Courtroom 2 before Judge Trevor N. McFadden. Signed by Judge Trevor N. McFadden on 11/1/18. (lctnm1) (Entered: 11/01/2018)
11/02/2018		Set/Reset Hearings: Status Conference set for 12/7/2018 at 10:00 AM in Courtroom 2 before Judge Trevor N. McFadden. (hmc) (Entered: 11/02/2018)
12/04/2018		MINUTE ORDER. In lieu of the status conference scheduled for December 7, 2018, parties may file a further Joint Status Report by noon on Thursday, December 6, 2018 proposing a detailed schedule for proceeding in this matter. The schedule should address, among other things, the status of Plaintiff's FOIA request, the anticipated number of documents responsive to Plaintiff's FOIA request, the anticipated date(s) for release of the documents requested by Plaintiff, whether a motion for an Open America stay is likely in this case, whether a Vaughn index will be required in this case, and a briefing schedule for dispositive motions, if required. If the parties cannot fully comply with this requirement now, they are ORDERED to appear for the scheduled status conference at 10 a.m. on Friday, December 7, 2018. Signed by Judge Trevor N. McFadden on 12/4/18. (lctnm1) (Entered: 12/04/2018)
12/04/2018		Set/Reset Deadlines: Joint Status Report due by noon on 12/6/2018. (hmc) (Entered: 12/04/2018)
12/06/2018	<u>19</u>	Joint STATUS REPORT by U.S. BUREAU OF LAND MANAGEMENT. (Sroka, Scott) (Entered: 12/06/2018)
12/06/2018		MINUTE ORDER vacating the status conference scheduled for December 7, 2018. Parties are ORDERED to file a further Joint Status Report on or before January 7,

		2019, including a proposed schedule for any further proceedings they think necessary. SO ORDERED. Signed by Judge Trevor N. McFadden on 12/6/18. (lctnm1) (Entered: 12/06/2018)
12/06/2018		Set/Reset Deadlines: Joint Status Report due by 1/7/2019. (hmc) (Entered: 12/06/2018)
01/04/2019	<u>20</u>	Unopposed MOTION to Stay , MOTION for Extension of Time to <i>in Light of Lapse of Appropriations</i> by U.S. BUREAU OF LAND MANAGEMENT (Attachments: # <u>1</u> Text of Proposed Order)(Hudak, Brian) (Entered: 01/04/2019)
01/07/2019		MINUTE ORDER granting <u>20</u> Motion to Stay. Upon considering the Defendant's <u>20</u> Unopposed Motion to Stay, it is hereby ordered that this matter shall be stayed until Congress has restored appropriations to the Department of Justice. It is further ordered that the Defendant will notify the Court immediately upon resumption of appropriations. Signed by Judge Trevor N. McFadden on 1/7/2019. (lctnm1) (Entered: 01/07/2019)